

## ORDINANCE NO. 47-029

AN ORDINANCE AMENDING SECTION 10.04.130 OF THE CODE OF THE CITY OF WICHITA, KANSAS, PERTAINING TO OBSTRUCTING STREETS AND SIDEWALKS AND REPEALING THE ORIGINALS OF SAID SECTION.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

Section 1. Section 10.04.130 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

**"Obstructing streets and sidewalks by litter, goods, wares, etc.** It is unlawful for any person to obstruct any street, alley, public area, public right-of-way or sidewalk in the city by piling, placing or maintaining thereon any filth or litter or any goods, wares or merchandise or by placing or erecting any buildings or fence thereon or by placing any benches or seats for public use thereon, except as authorized by a community events permit issued pursuant to Chapter 3.10 of the Code of the City of Wichita.

This section specifically prohibits the using of any public sidewalk in the city for exhibiting goods, wares and merchandise except by special permit granted as provided in Section 10.04.131, and any person violating this section is guilty of a misdemeanor.

For the purposes of this section 'public right-of-way' shall mean the entire width of the area from property line to property line including that area between the roadway and the abutting private property line."

SECTION 2. The original of Section 10.04.130 of the Code of the City of Wichita, Kansas, is hereby repealed.

SECTION 3. This ordinance shall be included in the Code of the City of Wichita, Kansas, and shall be effective upon its passage and publication once in the official city paper.

PASSED by the governing body of the City of Wichita, Kansas, this 16<sup>th</sup> day of May, 2006.

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Carlos Mayans, Mayor

ATTEST:

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Karen Sublett, City Clerk

Approved as to Form:

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Gary E. Rebenstorf  
Director of Law